

Atty Dkt No. 7010-0018
USSN: 09/922,218
PATENT

RESPONSE

Election of Species:

In the Communication dated 30 January 2003, the Office has required election of a species of "pharmaceutically active agent" as disclosed on pages 14-20 of applicants' specification. In response, applicants hereby elect the species of "biopharmaceuticals" as disclosed at page 14, line 24, without traverse. The previously elected claims (as elected in the Response to Restriction Requirement filed 2 December 2002) reading on this elected species are claims 64-71. It is to be understood that this election of species is for the purposes of preliminary search only, and that upon allowance of a generic claim, applicants will be entitled to consideration of claims to the additional species.

Matters of Form:

Applicants note that both the Communication dated 30 January 2003 and the previous Office Action (dated 2 October 2002) were addressed and sent to an incorrect correspondence address. In this regard, applicants have attached hereto copies of the Change of Correspondence Address form submitted in the instant case on 28 January 2002 and the confirmatory post card receipt showing receipt of the subject form at the USPTO on 20 February 2002. Applicants ask that the Office forward all further communications in the instant case to the new correspondence address as provided for in the Change of Correspondence Address form and that is repeated herein below (at the end of this instant communication) in order to avoid the potential for any mishandling of the prosecution papers in this case.

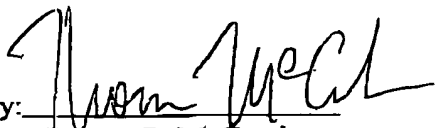
Atty Dkt No. 7010-0018
USSN: 09/922,218
PATENT

CONCLUSION

Applicants respectfully submit that the claims as now pending define an invention which complies with the requirements of 35 U.S.C. § 112 and which is novel and nonobvious over the art. Accordingly, allowance is believed to be in order and an early notification to that effect is earnestly solicited. Applicants further ask that, should the Examiner note any minor remaining issues that may be resolved with a telephone call, that the Examiner contact the undersigned in the UK at +44 1865 332 600.

Respectfully submitted,

Date: 11 February 2003

By: 
Thomas P. McCracken
Registration No. 38,548

POWDERJECT PHARMACEUTICALS PLC
Florey House
The Oxford Science Park
Oxford OX4 4GA
United Kingdom
Telephone: +44 1865 332 600
Fax: +44 1865 332 601